

United States District Court

SOUTHERN

DISTRICT OF

TEXAS

McALLEN DIVISION

UNITED STATES OF AMERICA

V.

CRIMINAL COMPLAINT

Cesar Omar Sarsosa

PRINCIPAL

Case Number:

YOB:

1999

M-19- 376 -M

United States

(Name and Address of Defendant)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about February 14, 2019 in Starr County, in the Southern District of Texas defendants(s) did,
(Track Statutory Language of Offense)

knowing or in reckless disregard of the fact Ruben Valtierra-Ortega, a national of Mexico, and Dolvin Navarro-Luna, a national Honduras, along with two (2) other undocumented aliens, for a total of four (4), who had entered the United States in violation of law, did knowingly transport, or move or attempted to transport said aliens in furtherance of such violation of law within the United States, that is, from a location near Roma, Texas to the point of arrest near Roma, Texas,

in violation of Title 8 United States Code, Section(s) 1324(a)(1)(A)(ii) FELONY
I further state that I am a(n) U.S. Senior Border Patrol Agent and that this complaint is based on the following facts:

On February 14, 2019, a Border Patrol Agent operating a camera observed a group of people crossing the Rio Grande River, from Mexico, on a raft near Roma, Texas. Subsequently, a sensor was activated near Water Street, in an area frequently used for alien smuggling. Agents, who were approximately one block away, observed a dark colored sedan parked on Water Street near the area of the activation. Shortly thereafter, the camera operator advised agents that several subjects had emerged from the brush and were boarding the sedan.

Agents responded and activated their vehicle's emergency equipment. The sedan failed to yield to agents and subsequently failed to yield to three stop signs, nearly making contact with the other vehicles on the roads. Part of the pursuit took place near a school zone.

SEE ATTACHED

Continued on the attached sheet and made a part of this complaint:

☒ Yes ☐ No

Sworn to before me and subscribed in my presence,

February 15, 2019

Date

4:12 pm

at

McAllen, Texas

City and State

Peter E. Ormsby

U. S. Magistrate Judge

Name and Title of Judicial Officer

Signature of Complainant

Jon M. Chan

Senior Patrol Agent

Printed Name of Complainant

Signature of Judicial Officer

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
McALLEN, TEXAS**

ATTACHMENT TO CRIMINAL COMPLAINT:

M-19-376 -M

RE: Cesar Omar Sarsosa

CONTINUATION:

As an agent got closer to the sedan, he observed a subject, later identified as Cesar Omar Sarsosa, exit the driver's side door while the sedan was still in motion. Immediately thereafter, several subjects were observed exiting the sedan, which nearly ran over one subject. The agent proceeded to chase Sarsosa, on foot, and eventually located him, hiding inside a non-operational refrigerator. After a brief struggle, the agent apprehended Sarsosa.

Simultaneously, agents, along with Roma Police Officers, apprehended a total of four subjects. Agents conducted an immigration inspection on the four subjects and determined them to be illegally present in the United States. All five subjects were placed under arrest and were transported to the Rio Grande Border Patrol Station for processing.

Principal Statement:

Cesar Omar Sarsosa, a United States Citizen, was advised of his Miranda Rights, stated he understood his Rights, however he refused to provide a sworn statement.

Material Witnesses Statements:

Ruben Valtierra-Ortega and Dolvin Navarro-Luna were advised of their Miranda Rights, stated they understood their rights, and agreed to provide a sworn statement.

Ruben Valtierra-Ortega, a citizen and national of Mexico, claimed he has paid 2,500 USD of the 9,000 USD he agreed to pay to be smuggled to Fort Worth, Texas. Valtierra crossed the Rio Grande River from Mexico, on a raft with three other people and hid in the brush. They were informed of what type of vehicle was going to pick them up and where. Valtierra stated he entered the front passenger area of a blue Impala. Soon after boarding, Valtierra claimed that Border Patrol attempted to pull over the vehicle by activating their lights. Valtierra indicated that the driver was driving erratically and disregarded three stop signs. Valtierra stated that the driver told them to run and subsequently exited the vehicle while it was still in motion.

Valtierra identified Cesar Omar Sarsosa, through a photo lineup, as the driver of the vehicle he was being transported in.

Dolvin Navarro-Luna, a citizen and national of Honduras, claimed he made his smuggling arrangements and paid 2,000 USD to be smuggled to Houston, Texas. Navarro crossed the Rio Grande River with four other people and waited for approximately thirty minutes. Navarro claimed they were given instructions, over the phone, to run up near a house. After they made it up, they approached a four-door car and the person on the phone indicated that was the vehicle they were to board. The driver instructed them to get in and lay down. Navarro stated that the driver drove at a high rate of speed and eventually exited the vehicle while it was still in motion.

Navarro identified Cesar Omar Sarsosa, through a photo lineup, as the driver of the vehicle he was being transported in.